

CHAPTER 234

SMITH BROTHERS AND BURDICK COMPANY

S. F. 62

AN ACT to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and renewed articles of incorporation of Smith Brothers and Burdick Company and to provide for the renewal of the charter of said company.

WHEREAS, the period of the corporate existence of Smith Brothers & Burdick Company, a corporation organized under the laws of the State of Iowa, with its principal place of business in the City of Davenport, Iowa, expired on the first day of September, 1938, and through inadvertence the same was not renewed within the period prescribed by statute, and

WHEREAS, Smith Brothers & Burdick Company has continued thereafter to conduct its business and affairs as a corporation, and

WHEREAS, on the 12th day of January, 1945, a special meeting of the stockholders was called and held for the purpose of extending and renewing the said corporation for a period of twenty years from September 1, 1938, and adopting the amended and renewed Articles of Incorporation, and

WHEREAS, Smith Brothers & Burdick Company has filed the said amended and renewed articles of incorporation, together with a certificate of renewal of the said Corporation, with the Secretary of State of the State of Iowa, and has paid the proper renewal fees and recording fees, and has in all other particulars complied with the provisions of the statutes relating to renewals of corporations, Now, Therefore,

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. All proceedings had with respect to the renewal of the
2 corporate existence of Smith Brothers & Burdick Company, a corpora-
3 tion with its principal place of business in Davenport, Iowa, and all
4 corporate acts of said corporation, its officers and stockholders, since
5 the expiration of the corporate existence of said corporation on the 1st
6 day of September, 1938, are hereby legalized and shall have the same
7 force and effect as though the said proceedings had been adopted pur-
8 suant to law and within the period prescribed by the statute, and shall
9 be held and considered as a renewal and extension of the period of the
10 corporate existence of said corporation, which expired on September
11 1, 1938, and all corporate acts and proceedings of said corporation,
12 including the proceedings in connection with the renewal and extension
13 of said corporation and the adoption of the amended and renewed
14 articles of incorporation, are hereby declared to be valid and legal.

1 SEC. 2. The Secretary of State is hereby authorized and directed to
2 acknowledge and file and record the certificate of renewal of said cor-
3 poration previously delivered to him by said Corporation, and to issue
4 a certificate of renewal to Smith Brothers & Burdick Company, said
5 renewal to extend the corporate existence of said corporation for a
6 period of twenty (20) years from September 1, 1938, which certificate
7 of renewal shall have the same force and effect as though issued upon
8 proper and timely application by said Corporation.

1 SEC. 3. Nothing in this act shall be deemed or construed to affect
2 pending litigation, if any, involving said Corporation, or any claims
3 outstanding against said corporation.

1 SEC. 4. This act, being deemed of immediate importance, shall be in
2 full force and effect from and after its passage and publication in the
3 Daily Times and The Democrat and Leader, newspapers published in
4 the City of Davenport, Iowa, without expense to the State of Iowa.

Approved March 7, 1945.

I hereby certify that the foregoing act was published in the Daily Times, Davenport, Iowa, March 14, 1945, and The Democrat and Leader, Davenport, Iowa, March 14, 1945.

WAYNE M. ROPES, *Secretary of State.*

CHAPTER 235

TOWN OF ATKINS LEGALIZING ACT

H. F. 446

AN ACT to legalize the action of the town council of the town of Atkins, Benton county, Iowa, in respect to expenditure of funds for the purchase and construction of a filter and addition to pump-house connected with its waterworks system, and warrants issued in payment thereof.

WHEREAS, in the year 1939 the Town of Atkins, Benton County, Iowa, erected a System of Waterworks and a pump-house in the Town of Atkins, and to effectuate its full use, in connection therewith in the year 1941 a filter and addition to the pump-house was erected, and indebtedness incurred for the purchase and construction of such filter and addition to pump-house in the amount of \$2035.52.

WHEREAS, the said Town of Atkins, Benton County, Iowa, issued warrants in the said amount for the purpose of paying for the expenditure aforesaid.

WHEREAS, doubt has arisen as to the legality and validity of the action of the said Town in incurring such indebtedness and in the issuance of warrants for the payment thereof and warrants so issued; now therefore

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That proceedings had and action taken by the said
2 Town of Atkins, Benton County, Iowa, and its Town Council in in-
3 curring the indebtedness for the purchase and construction of a filter
4 and addition to pump-house in the said Town of Atkins, Benton County,
5 Iowa, in the year 1941 and all proceedings had and actions taken by
6 the said Town and its Town Council in the issuance of warrants in
7 the amount of \$2035.52 in payment of the said indebtedness of like
8 amount and the warrants so issued be and are hereby legalized and
9 validated.

1 SEC. 2. This act being deemed of immediate importance shall take
2 effect and be in full force from and after its passage and publication
3 in the Cedar Rapids Gazette, a newspaper published in Cedar Rapids,